

## Message Text

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73

ACTION L-03

INFO OCT-01 IO-14 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10

NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03 SS-20

USIA-15 ACDA-19 AF-10 ARA-16 EA-11 EUR-25 NEA-10

SCA-01 DRC-01 /185 W

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P 012037Z DEC 73

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC PRIORITY 1701

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E.O. 11652: N/A

TAGS: PFOR, PINS, UN

SUBJ: UNGA - LEGAL COMITE - PROTECTION OF DIPLOMATS

SUMMARY: COMPROMISE PROPOSAL HAS NOT YET BEEN AGREED  
DUE TO OBJECTIONS A FEW AFRICAN AND ARAB DELS.  
CHAIRMAN URGED THOSE WHO STILL OBJECTED TO RECONSIDER.  
CHAIRMAN PLANS HOLD FURTHER INFORMAL MEETING MONDAY MORNING.  
END SUMMARY.

1. COMPROMISE PROPOSAL TRANSMITTED SEPTTEL CIRCULATED BY  
CHAIRMAN FRIDAY. IT HAS BEEN ACCEPTED BY WEO'S, ASIANS,  
INCLUDING ASIAN ARABS, LAS, AND EE'S. AFRICAN GROUP  
DIVIDED, WITH DAHOMEY, TOGO, MOROCCO AND ALGERIA  
STIRRING UP AS MUCH TROUBLE AS POSSIBLE. WE GRATHER KENYANS  
AND SOME OTHER AFRICANS TRYING CONVINCING TROUBLEMAKERS  
TO GO ALONG.

2. LATE FRIDAY CHAIRMAN APPROACHED US AND UK DELOFFS  
AND SAID TROUBLEMAKERS WERE DEMANDING (A) CHANGING  
"CONSIDERS" TO "AFFIRMS" IN OPERATIVE PARA 4 OF RES;  
(B) ADDING WORD "ALWAYS" AFTER "SHALL" IN OPERATIVE PARA 6  
OF RES; (C) THAT RTICLE ON RESERVATIONS BE DROPPED.

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3. US AND UK DELOFFS INDICATED UNWILLINGNESS CONSIDER (A) OR (B) BUT ELABORATED ON PERSONAL BASIS IN DISCUSSION WITH CHAIRMAN POSSIBLE PROCEDURE BY WHICH CHAIRM WOULD STATE THAT RESERVATIONS ARTICLE HAD BEEN DELETED AS SUPERFLUOUS SINCE ARTICLES INVOLVED "EMBODIED OBJECT AND PURPOSES" OF ENTIRE CONVENTION. PURSUANT ROSENSTOCK (USUN) - NELSON (L/UNA) TELCON, WE INFORMED CHAIRMAN WE COULD ACCEPT SUCH A SCHEME BUT IN SO DOING WE HAD WALKED THE LAST MILE AND WERE NOT PREPARED ENTERTAIN ANY FURTHER MODIFICATIONS, STEELE (UK) TOLD CHAIRMAN UK WOULD PREFER SEE NO STATEMENT RE RESERVATIONS AND COULD ACCEPT DELETION OF ARTICLE. AT OUR URGING HE WITHDREW THIS AND ADOPTED OUR POSITION. MAIN BODY WEO GROUP ALSO TAKING THIS POSITION WITH VARYING DEGREES OF ENTHUSIASM.

4. CHARIMAN THEN INFORMED US HARD NOSED MEMBERS OTHER SIDE WANTED CHAIR STATE THAT OBJECT AND PURPOSES MUST BE UNDERSTOOD AS INCLUDING THE RESOLUTION. WE REFUSED AND CHAIR AGREED PROPOSAL WAS OUTRAGEOUS.

5. AT MEETING COMITE DEC. 1 CHAIR EXPLAINED COMPROMISE HE HAD CIRCULATED SAID HE WOULD NOT PRESS IT AT DEC. 1 MEETING AND URGED THOSE WHO HAD OBJECTIONS TO RECONSIDER. HE SCHEDULED FURTHER INFORMAL CONSULTATIONS MORNING DEC 3.

6. CHAIRMAN HAD CONSIDERED FORCING VOTE DEC. 1 IN HOPES SPLITTING MAJORITY OF AFRICANS AND ARABS FROM THOSE WHO WERE MAKING TROUBLE BUT REFRAINED FROM DOING SO ON BASIS CONVERSATION WITH SHITTA BEY (NIGERIA) WHO SAID MODERATES WOULD FEEL OBLIGATED SIDE WITH TROUBLEMAKERS IF VOTE FORCED DEC. 1. IT NOT CLEAR WHETHER CHAIRMAN WILL FORCE VOTE DEC. 3 AND WHAT MODERATES WOULD DO IF HE DID. SEEMS LIKELY THAT UNLESS CHAIR CAN OBTAIN PRIOR INDICATION MODERATES WOULD SUPPORT MOVE TO FORCE COMPROMISE THROUGH BY VOTE HE WILL ENGINEER A POSTPONEMENT OF THE MATTER TO NEXT YEAR.  
BENNETT

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## Message Attributes

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**Subject:** UNGA - LEGAL COMITE - PROTECTION OF DIPLOMATS SUMMARY: COMPROMISE PROPOSAL HAS NOT YET BEEN AGREED  
**TAGS:** PFOR, PINS, UN, UNGA  
**To:** STATE  
**Type:** TE  
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